

The Conservation Commission held a meeting on January 28, 2010 at 7:00 in the GAR Room, City Hall. Members present: Chairperson Stephanie Danielson, Greg Enos, Scott Ford, James Bosco, Anthony DiLallio and Tim Reilly. Also present were Secretary Pamela Gurley and Marta Nover, Nover-Armstrong Associates.

1. Notice of Intent

Address: Teele Street

Applicant: Mass Electric

Representative: Christina Hoffman, Environmental Resources Management

Ms. Hoffman said that National Grid needs to replace the existing pole is at the end of Teele Street. She said they want to move pole out of the brook and out of the resource area. They are proposing to cut the pole and remove it and cut the anchors and leave the plate in the water so as not to disturb the bank. The new pole will be about 20' away from the existing pole. She said that the contractor will be responsible to install erosion controls during the construction period and will also be responsible to take care of the spoils. She said they are leaving the street cleaning to the COB.

Ms. Danielson thanked National Grid for filing with the Commission. She asked them while they are stating they will be responsible for their spoils only. Ms. Hoffman said they do not want to take on the responsibility of taking on cleaning of the city street.

Mr. Enos said he is familiar with the area and that the area floods.

Ms. Nover said that the street has a lot of sediment from the river washing onto the street and could really use a sweeping. Ms. Danielson asked them if they would be willing to sweep the street and was told that they would rather not be responsible for anything more than their spoils. Ms. Danielson asked that a memo go to DPW Commissioner Mike Thoreson requesting that the city sweeps that street.

Mr. Reilly asked how long it will be until the work is started and was told that they would like to start in about a month; the pole needs immediate replacement.
Pole needs replacement

A motion was properly made (Enos), seconded (Reilly) and unanimously passed to close the hearing.

A motion was properly made (Reilly), seconded (Ford) and unanimously passed to issue a standard order of conditions with standard special conditions.

Ms. Danielson asked that NAA draft a letter to the DPW Commissioner requesting that Teele St. be cleaned because there is significant sediment on the roadway getting into the river.

2. Notice of Intent

Address: 306 Crescent Street

Applicant: Mutual Oil

Representative: Attorney John F. Creedon

Ms. Danielson ready the letter dated 1/28/10 from Attorney John Creedon into record. Ms. Nover said that placement of loam on the site was not contained in the letter and has been added to the draft order special conditions. She said that the proposed yews are meant to be a live fence.

A motion was properly made (Enos), seconded (Ford) and unanimously passed to close the hearing.

Ms. Nover said she had a draft order for the Commission to review. She said it was the standard order with the following changes:

- Took out pre construction meeting requirement
- Added the requirement that work be completed by 5/1/10
- Added requirement for erosion controls
- Add typical monitoring condition to order and typical reporting requirement.
- Added requirement for placement of loam on the site.

A motion was properly made (Ford), seconded (Reilly) and unanimously passed to issue a standard order of conditions with the standard special conditions and the above revisions.

Other Business

Self Help Violation

Ms. Danielson said they were asked to appear the Commission as there is an existing violation to their order of conditions.

John Carlson, Exec Director

Joel Loitherstein, (Loitherstein Environmental)

Mr. Carlson said that the project was for a 14,500 SF addition to their existing school. He said they tried to build the addition while classes were going on. He said as construction started there was a ground water situation which required remediation. He said the General Contractor was Bowdoin Construction in Needham. He said that He said that there was obviously a disconnect between Self Help and the contractor. He said they were told by the contractor that they were following all instructions and had no reason no to believe that.

Ms. Danielson said that it is the responsibility of Self Help to make sure that contractor had the order of conditions. She said it is looking like Bowdoin almost flouted the order of conditions. She said that the Commission received no notification of the start of work, there no pre-construction meeting nor were they notified of the release and subsequent cleanup. She told Joel Loitherstein that he should have known that the Commission should have been notified. His answer was that they were not aware that Commission was not notified; and assumed that the GC had notified them. When asked if he asked to see a copy of the order of condition he said did not remember. He said he asked the GC if there was anything they needed to do and were told no by him.

Ms. Nover said that the current plan calls for grading of the bottom of the swale and detention basin and they have contacted engineer; she said this is more of a contracting issue.

Mr. Loitherstein said that they were communicating through Bowdin. He said they found a little unsuitable material in the first building but quite a lot of unsuitable material was found by the second building. He said they tried to make the area as safe as possible for children. He said they tried to put in an injection well but ground water was shallow so they brought in frac tanks. He said that the site was monitored 24 hours a day. He said that all overburden down to bedrock was excavated. Clean Venture was the firm hired to do the remediation. He said there is still more work to be done. He said they will make sure before there is any digging there will be proper notification. He asked if the Commission needs notification for monitoring wells and was told this did.

Ms. Danielson said that the Commission is concerned that there was no communication at all on this project. Mr. Reilly said there were many triggers along the way; that someone should have called the Commission. Mr. Loitherstein said they were called in after work had begun and had no reason to assume that Commission was not notified.

Ms. Danielson recommend that item #4 be completed and that they file for a partial or full certificate of compliance by the second meeting in Feb. or first meeting in March.

Ms. Mover said that ground water was found at 2-3 feet and bedrock at 4 feet. She said that there was a condition that stated that if ground water was found and dewatering needed the Commission was to be notified.

Ms. Danielson said that they will be sending a follow up letter to Self Help.

Mr. Loitherstein asked what can be done to help the situation now and was told next time do not assume Commission was notified. He said again that they were taking their instructions from the contractor. He said when they began digging

they found oil, asphalt and leather. He said there was no discharge into the wetlands; if water level increased additional frac tanks were brought in.

Ms. Danielson said that they may need to redesign the infiltration system. Mr. Carlson said that they will contact JK Holmgren (engineer on the project) and have them contact NAA.

Mr. Loitherstein asked if the Commission would like notification before any monitoring wells are put in and was told they would.

Oak Hill Way - Army Corp already extended the permit

Demo procedures for Bartlett St. Bridge were submitted to NAA (bridge reconstruction is exempt from jurisdiction).

Massasoit – NAA contacted Phil Sheppard regarding the entrance widening.

Thatcher St. 515 Thatcher St. (Gallante property) – NAA to follow up with Lt. Ed Williams.

Doggie Day Care – NAA has supplied the property owner with three names for her to contact.

Power Plant – no update